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Panaji, 1st April, 2010 (Chaitra 11, 1932)

SERIES I No. 1

OFFICIAL GAZETTE

GOVERNMENT OF GOA

PUBLISHED BY AUTHORITY

NOTE

There are three Extraordinary issues to the Official Gazette, Series I No. 52 dated 25-3-2010 , as follows:—

(1) Extraordinary dated 26-3-2010 from pages 2681 to 2684 regarding Notification from Department of Law & Judiciary (Legal Affairs Division) (Goa Appropriation Amendment Act, 2010).

(2) Extraordinary (No. 2) dated 26-3-2010 from pages 2685 to 2686 regarding Press Communique from Department of Finance (Debt Management Division) Goa State Development Loan, 2010.

(3) Extraordinary (No. 3) dated 31-3-2010 from pages 2687 to 2694 regarding Notifications from Department of Goa Legislature Secretariat, Goa Appropriation Bill (Vote on Account) and Department of Law and Judiciary (Legal Affairs Division) Goa Appropriation (Vote of Account) Act, 2010

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Goa Legislature Secretariat

—

LA/LEGN/2010/3796

The following bill which was introduced in the Legislative Assembly of the State of Goaon 25th March, 2010 is hereby published for general information in pursuance of Rule - 138 of the Rule of Procedure and Conduct of Business of the Goa Legislative Assembly.

The Goa Ancient Monuments and Archaeological Sites and Remains (Amendment) Bill, 2010

(Bill No. 8 of 2010)

A

BILL

to amend the Goa, Daman and Diu Ancient Monuments and Archaeological Sites and Remains Act, 1978 (Act No. 1 of 1979).

Be it enacted by the Legislative Assembly of Goa in the Sixty-first Year of the Republic of India, as follows:—

1. *Short title and commencement*.— (*1*) This Act may be called the Goa Ancient Monuments and Archaeological Sites and Remains (Amendment) Act, 2010.

(*2*) It shall be deemed to have come into force on 1st day of March, 2007.

2. *Amendment of section 2*.— In section 2 of the Goa, Daman and Diu Ancient Monuments and Archaeological Sites and Remains Act, 1978 (Act No. 1 of 1979) (hereinafter referred to as the "principal Act"), for clause (*7*), the following clause shall be substituted, namely:—

"(7) "maintain" with it's grammatical variations and cognate expressions includes, the renovation, re-erection, re--construction, fencing, covering in, repairing, conservation, preservation, restoration and cleaning of a protected monument/ancient monument and the doing of any act which may be necessary for the purpose of preserving a protected monument/ancient monument or for securing convenient access thereto and/or for it's adaptive re-use, without affecting it's basic character, archaeological, historical and heritage value;".

3. Insertion of new sections 17A and 17B.— After section 17 of the principal Act, the following sections shall be inserted, namely:—

"*17 A. Restoration of ancient monument*.— Notwithstanding anything contained in this Act, the Government may, after being satisfied that any ancient monument needs restoration, authorize and/or permit to carry out such works as it deems fit for restoration of such ancient monument.

"17 B. *Use of ancient monument*.— The Government may authorize or permit adaptive re-use of ancient monument to the extent that it's basic character, archaeological, historical and heritage value is not affected, so as to enable it or any other agency appointed by it, to defray maintenance cost of such monument through revenue earned from such use."

4. *Amendment of section 30*.— In section 30 of the principal Act, after sub-section (*2*), the following sub-section shall be inserted, namely:—

"(*3*) Nothing contained in sub-sections (*1*) and (*2*) shall apply to any restoration work undertaken in accordance with the provisions of section 17 A of this Act in respect of ancient monument".

5. *Insertion of new section 32A*.— After section 32 of the principal Act, the following section shall be inserted namely:—

32A. *Cognizance and trial of offence*.— (*1*) No prosecution for an offence punishable under this Act shall be instituted except by or with the previous sanction of the Government.

"(*2*) No Court shall take cognizance of an offence punishable under this Act, except upon a complaint in writing made by an officer generally or specially authorized in this behalf by the Government".

Statement of Objects and Reasons

The Goa, Daman and Diu Ancient Monuments and Archaeological Sites and Remains Act, 1978 (Act No. 1 of 1979) (hereinafter referred to as the "said Act") in its present form, hinders and prevents the Government from carrying out restoration, renovation, re-erection and re-construction of ancient monuments and thereby numerous such ancient monuments and sites have fallen in ruins.

It is proposed to amend the said Act so as to facilitate the Government to undertake restoration, renovation, re-erection and reconstruction of ancient monuments and to put them to adaptive re-use without affecting their basic character, archaeological, historical and heritage value.

The Bill therefore seeks to amend section 2 of the said Act, so as to re-define the term "maintain" in the said Act. The Bill further seeks to insert a new section 17A in the said Act so as to empower the Government to authorize and/or permit necessary works in respect of ancient monument for its restoration. The Bill also seeks to insert a new section 17B in the said Act so as to empower the Government to authorize or permit adaptive re-use of an ancient monument for defraying it's maintenance cost. Government servants, professional and benefactors are required to be protected from such legal proceedings. The Bill further seeks to insert section 32A.

The Bill also seeks to insert a new sub-section (*3*) in section 30 of the said Act so as to provide that provisions of sub-section (*1*) and (*2*) shall not apply to restoration work undertaken in accordance with the provisions of said section 17A.

This Bill seeks to achieve the above objects.

Financial Memorandum

No financial implications are involved in this Bill.

Memorandum Regarding Delegated Legislation

No delegated legislation is involved in this Bill.

Porvorim, Goa.
23rd March, 2010.

ATANASIO MONSERRATE
Minister for
Archives and Archaeology

Assembly Hall,
Porvorim, Goa.
23rd March, 2010.

J. N. BRAGANZA
Secretary to the Legislative
Assembly of Goa.

Department of Labour

—

Order

24/17/2008-Lab-ESI

Sanction of the Government is hereby accorded for creation of following additional 107 posts for nine dispensaries under E.S.I. Scheme. The pay and allowances of the respective posts shall be debited to the Budget Head shown below:—

Sr. No.	Designation of the post	Pay Scale (Pre-Revised in Rs.)	No. of posts	Budget Head
1.	Insurance Medical Officer	8000-13500	13	2210 – Medical and Public Health, 01 – Urban Health Services Allopathy, 102 – Employees State Insurance Scheme, 01 – Implementation of Employees State Insurance Scheme (Plan), 01 – Salaries.
2.	Head Clerk	4500-7000	2	
3.	Pharmacist	4500-7000	15	
4.	Laboratory Technician	4000-6000	1	
5.	A.N.M.	3050-4590	13	
6.	Dresser	2550-3200	12	
7.	UDC (Cashier)	4000-6000	9	
8.	UDC	4000-6000	6	
9.	LDC	3050-4590	3	
10.	Record Sorter	3050-4590	3	
			For the E.S.I. Dispensaries at Ponda, Vasco & Corlim	
11.	Peon	2550-3200	29	
	For Administrative Section (AMO's Office)			
12.	Accountant	4500-7000	1	
13.	Drivers	3050-4590	... (Two drivers may be appointed on contract basis)	

This has the approval of the XXXVIth cabinet meeting held on 12-3-2010 vide their letter No. 17/33/2007-GAD-II(XXXVI) dated 17-3-2010 and Finance Department vide their U.O. No. 674/F dated 11-3-2010.

By order and in the name of the Governor of Goa.

B. S. Kudalkar, Under Secretary (Labour).

Porvorim, 19th March, 2010.

Department of Law & Judiciary

Legal Affairs Division

——

Notification

10/1/2009-LA/48

The Jharkhand Appropriation (No.2) Act, 2009 (Central Act No. 31 of 2009), which has been passed by Parliament and assented to by the President of India on 22-7-2009 and published in the Gazette of India, Extraordinary, Part II, Section 1 dated 22-7-2009, is hereby published for general information of the public.

Julio Barbosa Noronha, Under Secretary (Law).

Porvorim, 2nd March, 2010.

———————

THE JHARKHAND APPROPRIATION (No. 2) ACT, 2009

AN

ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Jharkhand for the services of the financial year 2009-2010.

Be it enacted by Parliament in the Sixtieth Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Jharkhand Appropriation (No. 2) Act, 2009.

2. *Issue of Rs. 22992,36,44,600 out of the Consolidated Fund of the State of Jharkhand for the financial year 2009-10.*— From and out of the Consolidated Fund of the State of Jharkhand there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of twenty-two thousand nine hundred ninety-two crores, thirty-six lakhs, forty-four thousand and six hundred rupees towards defraying the several charges which will come in course of payment during the financial year 2009-10, in respect of the services specified in column 2 of the Schedule.

3. *Appropriation*.— The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Jharkhand by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(*See* sections 2 and 3)

No. of Vote/ /Appropriation	Services and purposes		Sums not exceeding		
			Voted by Parliament	Charged on the Consolidated Fund	Total
1	2		3	4	5
			Rs.	Rs.	Rs.
1	Agriculture Department	Revenue	386,31,52,000	...	386,31,52,000
		Capital	2,50,00,000	...	2,50,00,000
2	Animal Husbandry and Fisheries Department..	Revenue	202,95,09,600	...	202,95,09,600
		Capital	5,00,00,000	...	5,00,00,000
3	Building Construction Department	Revenue	90,34,22,500	...	90,34,22,500
		Capital	75,70,00,000	...	75,70,00,000
4	Cabinet Secretariat and Coordination Department	Revenue	36,51,52,000	...	36,51,52,000
5	Secretariat of the Governor	Revenue	...	*5,81,91,000*	5,81,91,000
6	Election	Revenue	114,82,83,000	...	114,82,83,000
7	Vigilance	Revenue	9,42,94,000	...	9,42,94,000
8	Civil Aviation Department	Revenue	25,30,43,000	...	25,30,43,000
9	Co-operative Department	Revenue	92,48,74,000	...	92,48,74,000
		Capital	7,60,00,000	...	7,60,00,000
10	Energy Department	Revenue	775,57,77,000	...	775,57,77,000
		Capital	361,00,00,000	...	361,00,00,000
11	Excise and Prohibition Department	Revenue	17,13,35,000	...	17,13,35,000
12	Finance Department	Revenue	61,84,40,000	...	61,84,40,000
		Capital	16,00,00,000	...	16,00,00,000
13	Interest Payment	Revenue	...	*2428,50,80,000*	2428,50,80,000
14	Repayment of Loans	Capital	...	*809,50,22,000*	809,50,22,000
15	Pension	Revenue	1525,00,50,000	*5,50,00,000*	1530,50,50,000
16	National Savings	Revenue	2,47,80,000	...	2,47,80,000
17	Finance (Commercial Tax) Department	Revenue	35,09,44,000	...	35,09,44,000
18	Food, Supply and Consumer Forum Department ..	Revenue	327,58,54,000	...	327,58,54,000
19	Forest and Environment Department	Revenue	267,31,73,000	...	267,31,73,000
		Capital	15,00,000	...	15,00,000
20	Health, Medical Education and Family Welfare Department	Revenue	1046,67,22,804	...	1046,67,22,804
		Capital	162,30,87,196	...	162,30,87,196
21	Higher Education Department	Revenue	461,05,91,000	...	461,05,91,000
22	Home Department	Revenue	2031,66,02,000	...	2031,66,02,000
		Capital	140,24,08,000	...	140,24,08,000
23	Industries Department	Revenue	154,54,76,000	...	154,54,76,000
		Capital	1,20,00,000	...	1,20,00,000
24	Information and Public Relation Department	Revenue	41,70,67,000	...	41,70,67,000
25	Institutional Finance and Programme Implementation Department	Revenue	4,32,68,000	...	4,32,68,000
26	Labour, Employment and Training Department..	Revenue	687,73,56,000	...	687,73,56,000
27	Law Department	Revenue	149,65,31,000	...	149,65,31,000
28	High Court of Jharkhand	Revenue	...	*28,25,36,000*	28,25,36,000

1	2		3		
			Rs.	Rs.	Rs.
29	Mines and Geology Department	Revenue	25,15,72,000	...	25,15,72,000
		Capital	45,00,000	...	45,00,000
30	Minorities Welfare Department	Revenue	1,33,01,500	...	1,33,01,500
		Capital	10,24,00,000	...	10,24,00,000
31	Parliamentary Affairs Department	Revenue	18,14,000	...	18,14,000
32	Legislature	Revenue	40,85,71,000	*27,00,000*	41,12,71,000
33	Personnel and Administrative Reforms Department	Revenue	15,54,44,000	...	15,54,44,000
34	Jharkhand Public Service Commission	Revenue	...	*9,34,05,000*	9,34,05,000
35	Planning and Development Department	Revenue	88,01,05,000	...	88,01,05,000
36	Drinking Water and Sanitation Department	Revenue	185,91,12,000	...	185,91,12,000
		Capital	457,09,00,000	...	457,09,00,000
37	Rajbhasa Department	Revenue	9,17,74,000	...	9,17,74,000
38	Registration Department	Revenue	12,81,81,000	...	12,81,81,000
39	Disaster Management Department	Revenue	234,27,27,000	...	234,27,27,000
40	Revenue and Land Reforms Department	Revenue	261,01,61,000	...	261,01,61,000
		Capital	1,000	...	1,000
41	Road Construction Department	Revenue	179,19,07,000	...	179,19,07,000
		Capital	634,45,00,000	...	634,45,00,000
42	Rural Development Department	Revenue	1048,72,45,000		1048,72,45,000
		Capital	580,90,51,000	...	580,90,51,000
43	Science and Technology Department	Revenue	106,91,51,500	...	106,91,51,500
		Capital	62,05,00,000	...	62,05,00,000
44	Secondary, Primary and Public Education Department	Revenue	3227,09,38,000	...	3227,09,38,000
		Capital	17,02,00,000	...	17,02,00,000
46	Tourism Department	Revenue	12,73,88,000	...	12,73,88,000
		Capital	25,15,00,000	...	25,15,00,000
47	Transport Department	Revenue	111,18,11,000	...	111,18,11,000
		Capital	54,80,00,000	...	54,80,00,000
48	Urban Development and Housing Department..	Revenue	205,00,01,000	...	205,00,01,000
		Capital	621,20,67,000	...	621,20,67,000
49	Water Resources Department	Revenue	266,98,63,000	...	266,98,63,000
		Capital	498,20,00,000	...	498,20,00,000
50	Minor Irrigation Department	Revenue	62,70,72,000	...	62,70,72,000
		Capital	84,20,00,000	...	84,20,00,000
51	Welfare Department	Revenue	1041,03,79,500	...	1041,03,79,500
		Capital	115,38,00,000	...	115,38,00,000
52	Sports, Art, Culture and Youth Affairs Department	Revenue	51,83,53,000	...	51,83,53,000
		Capital	37,07,28,000	...	37,07,28,000
	Total		19705,17,10,600	*3287,19,34,000*	22992,36,44,600

Department of Personnel

—

Notification

1/4/84-PER (Pt. file I)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, read with section 21 of the General Clauses Act, 1897 (10 of 1897), the Governor of Goa hereby amends the Government of Goa, Daman and Diu, Office of the Commissioner, Labour and Employment, General Central Service, Group 'B', Gazetted posts, Recruitment Rules, 1983, published vide Notification No. 1/22/74-PER(Vol.V), dated 15th April, 1993, in the Official Gazette, Series I No. 5, dated 5th May, 1983 (hereinafter called as the "said Recruitment Rules"), as follows, namely:—

(*1*) In the said Recruitment Rules.—

(*i*) in the title, the words and figure "Daman and Diu", shall be deleted.

(*ii*) in the schedule appended thereto, serial No. 2, the entries thereof shall be omitted.

By order and in the name of the Governor of Goa.

Yetindra M. Maralkar, Joint Secretary (Personnel).

Porvorim, 23rd March, 2010.

———————

Notification

1/4/84-PER (Pt. file I)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, the Governor of Goa hereby makes the following rules to regulate the recruitment to the Goa General Service, Group 'B', Gazetted post, in the Inspectorate of Factories and Boilers, Government of Goa, namely:—

1. *Short title, application and commencement.— (1)* These rules may be called the Government of Goa, Inspectorate of Factories and Boilers, Group 'B', Gazetted post, Recruitment Rules, 2010.

(*2*) They shall apply to the post specified in column *(1)* of the Schedule to these rules (hereinafter called as the "said Schedule").

(*3*) They shall come into force from the date of their publication in the Official Gazette.

2. *Number, classification and scale of pay.*— The number of posts, classification of the said post and the scale of pay attached thereto shall be as specified in columns *(2)* to *(4)* of the said Schedule:

Provided that the Government may vary the number of posts as specified in column *(2)* of the said Schedule from time to time subject to exigencies of work.

3. *Method of recruitment, age limit and other qualifications.*— The method of recruitment to the said post, age limit, qualifications and other matters connected therewith shall be as specified in columns (*5*) to (*13*) of the said Schedule.

4. *Disqualification.*— No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.*— Where, the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing, and in consultation with the Goa Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.*— Nothing in these rules shall affect reservations, relaxation of age limit and other concessions required to be provided for Scheduled Castes and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

These rules are issued in consultation with the Goa Public Service Commission conveyed vide its letter No. COM/II/13/19(1)/2009/251 dated 22-2-2010.

By order and in the name of the Governor of Goa.

Yetindra M. Maralkar, Joint Secretary (Personnel).

Porvorim, 23rd March, 2010.

SCHEDULE

Name/ /Designation of Post	Number of Posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Whether the benefit of added years of service is admissible under Rule 30 of CCS (Pension) Rules, 1972	Educational and other qualifications required for direct recruits	Whether age & educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation, if any	Method of recruitment, whether by direct recruitment or by promotion or by deputation/ /transfer/contract and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/ /deputation/ /transfer, grades from which promotion/ /deputation/ /transfer is to be made	If a D.P.C. exists, what is its composition	Circumstances in which the Goa Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Chemist.	01 (2010) (Subject to variation dependent on workload).	Goa General Service, Group 'B', Gazetted.	Rs. 9300--34800 + Grade pay Rs. 4200/-.	Selection.	Not exceeding 40 years (Relaxable for Government servants upto 5 years in accordance with the orders or instructions issued by the Government).	No	*Essential*: (1) Master's Degree in Analytical Chemistry/Physical Chemistry/Inorganic Chemistry from a recognized University or equivalent. (2) 2 years experience in the field of industrial hygiene and allied matters. (3) Knowledge of Konkani. *Note*: In case of non-availability of a suitable candidate with the knowledge of Konkani, this requirement can be relaxed. *Desirable*: Knowledge of Marathi.	*Age*: No *Educational Qualifications*: Yes.	Two years.	By promotion, failing which, by transfer on deputation, and failing both, by direct recruitment.	*Promotion:–* Labour Inspector (Chemical) with 5 years regular service in the grade. *Transfer on deutation*: Officers under the Central/State Governments. (a) (i) Holding analogous posts; or (ii) with 5 years regular service in the post in the pay scale of PB-2 Rs. 9300-34800+ Grade Pay Rs. 4200/- or equivalent; and (b) possessing the educational qualifications and experience prescribed for direct recruits under column (7). (Period of deputation including period of deputation in any other ex-cadre post held immediately preceding this appointment in the same organization/department shall ordinarily not exceed 3 years).	Group 'B' D.P.C. Consisting of— (1) Chairman/ /Member of Goa Public Service Commission —Chairman. (2) Chief Secretary or his nominee —Member. (3) Administrative Secretary/Head of Department —Member. (for considering promotion and confirmation only).	Consultation with the Goa Public Service Commission is necessary for making direct recruitment, promotion, confirmation, selecting an officer for appointment on transfer on deputation and amending/ /relaxing any of the provisions of these rules.

Department of Power

Office of the Chief Electrical Engineer

—

Order

CEE/Estt-05-04-2008/Revival-SE/Part/6167

Sanction of the Government is hereby conveyed for revival of one (1) lapsed post of Superintending Engineer (Elec.) Group "A" Gazetted in the pay scale of PB-3 Rs. 15600-39100+G.P. Rs. 7600, in the Electricity Department as per the details shown below:—

Sr. No.	Jurisdiction	Office to which the post is attached	Budget Head
1	2	3	4
1.	South Goa	Superintending Engineer, Elec. Circle-I(S), Margao.	2801 – Power (Plan) 05 – Transmission & Distribution 001 – Direction & Administration 02 – Establishment (Plan) 01 – Salaries

This issued with the concurrence of the Finance Department vide U. O. No. F-s/679 dated 3-2-2010 and also of the approval of the Hon'ble Chief Minister.

By order and in the name of the Governor of Goa.

Nirmal Braganza, Chief Electrical Engineer & ex officio Additional Secretary.

Panaji, 18th March, 2010.

———♦♦♦———

Department of Public Health

—

Order

4/16/2001-III/PHD(Part III)

Sanction of the Government is hereby accorded for revival of one post of Associate Professor in Psychiatry in the pay scale of PB-3 Rs. 15,600-39100+6600-G.P. in the Institute of Psychiatry and Human Behaviour with immediate effect.

The expenditure towards the pay and allowances is debitable to the Budget Head—2210 –Medical and Public Health; 01–Urban Health Services–Allopathy; 110—Hospital & Dispensaries; 01—IPHB (Non-Plan); 01—Salaries.

This issues with the recommendation of Administrative Reforms Department vide their U. O. No. 190/F dated 4-2-2010 and concurrence of Finance (Rev.&Cont.) Department, vide their U. O. No. Fin (Rev. & Cont.)/553/F dated 26-2-2010.

By order and in the name of the Governor of Goa.

D. G. Sardessai, Joint Secretary (Health).

Porvorim, 24th March, 2010.

Department of Women & Child Development

Directorate of Women & Child Development

——

Notification

2-105(17)-2006/DW&CD

Read: Notification No. 2-105(17)-2006/DW&CD dated 21-9-2006.

The Government is pleased to amend the Scheme Shelter Home for Women (SHW) 2006 as under:—

I. Amendment to "B—Other Recurring" of pattern of assistance of the Scheme as follows:—

(*a*) Under "Maintenance of residents @ (Rs. 1000/- per resident p.m. for 30 residents)" the figure "30" may be substituted with words and figures as under:—

"Minimum — 20 residents' and maximum — 35 residents, provided they are not the beneficiaries under the Dayanand Social Security Scheme of Social Welfare".

(*b*) The item "Pocket money (Average of 7 children per home)".

"Stands deleted"

(*c*) The item "Education for Children (Average of 7 children per home)" may be substituted as "Maintenance and dietary allowance" and figure Rs. 1000/- appearing under column "Annual" may be substituted as "Rs. 500/-".

By order and in the name of the Governor of Goa.

Sanjiv M. Gadkar, Director & ex officio Joint Secretary (W&CD).

Panaji, 22nd March, 2010.

www.goagovt.nic.in/gazette.htm

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